



ARIZONA BOARD OF ATHLETIC TRAINING

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REGULAR SESSION MEETING MINUTES

December 7, 2009

Board Members Present: Scott Linaker, ATC – Chairman
Laurie White, ATC – Vice-Chair
Michael Nesbitt, ATC
Jennifer Fadeley, Public Member

Board Members Absent: Michael Vaughn, Public Member

Staff Present: Wendy Hammon, Executive Director
Christie Van Wormer, Administrative Assistant

Legal Staff Present: Montgomery Lee, Assistant Attorney General

Call to order

The regularly scheduled meeting of the Arizona State Board of Athletic Training was called to order at 9:00 a.m. Chairman, Scott Linaker presiding.

Approval of minutes

Meeting Minutes of November 2, 2009

Scott Linaker moved to approve the minutes as presented. Laurie White seconded the motion and it passed 4-0.

Review Board Meeting Schedule

January 4, 2010, 9:00 a.m. (in person)

February 1, 2010 9:00 a.m. (telephonic)

There were no current conflicts with these meeting dates.

Declaration of conflicts of Interest

Mr. Linaker asked if anyone needed to declare a conflict of interest based on anything on the agenda. None of the Board members indicated that they needed to do so.

Initial Review of Complaints

1. Board staff reported that there were no new complaints filed.

Discipline Status Report

1. Tara Hodge – There was no additional information on Ms. Hodge. Staff reminded the Board that there was to be a formal interview at the January meeting.
2. Aaron Howard – No additional information had been received from Mr. Howard. Staff did report that the approval on his class had been sent.
3. Daniel Wright – Mr. Wright submitted his class proposal to meet the conditions of his consent agreement. Laurie White moved to approve his submission and Jennifer Fadeley seconded the motion. The motion passed 4-0.
4. Theresa Doherty – Ms. Doherty submitted a different set of courses to meet the terms of her consent agreement. After careful review of the information submitted, the Board decided that they wanted to know specifically why she was proposing this change since these classes did not appear to cover the necessary topics.
5. Taleen Horton – The approval letter was sent to Ms. Horton to include reminding her that she still needed .25 CEUs to meet the terms of her consent agreement. No additional information was available at this time.
6. Lisa Gandolfi - Ms. Gandolfi was sent the letter approving her courses to meet the terms of her consent agreement.
7. Michael McKenney – The Board attorney had reviewed and approved the consent agreement for Mr. McKenney and it has been mailed to him for signature.
8. Ilene Miller – There was no new information regarding Ms. Miller.

Substantive review, discussion, and vote regarding the applications for licenses as follows

a. Initial applications

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Laurie White moved to approve the initial license. Jennifer Fadeley seconded the motion and it passed 4-0.

b. Renewal applications

John Adam	Jennifer Allen	Geneva Anderson	R. Anderson
Steven Arias	Larry Ayers	Andrea Bagnall	Cory Barton
Charles Baughman	John Baynes	Anne Blazek	Lisa Bochenek
BreAnne Boettiger	Leann Boone	Christina Brown	John Valencia
Nicole Wilke	John Williams	Davonna Willis	Wesley Wood
Courtney Woodward	Daniel Wright	Christopher Yujuico	

Laurie White moved to approve renewal applications Adam through Yujuico with the exception of Davonna Willis and Daniel Wright. Jennifer Fadeley seconded the motion and it passed 4-0.

c. Renewal applications: (continued practice without current license)

The renewal application of Davonna Willis was discussed next. After considerable discussion, Laurie White moved to offer a consent agreement to include one year of probation for practicing without a license and failure to notify the board of her address change. Additionally, the consent agreement will include that her license cannot be issued until she accepts the agreement. Michael Nesbit seconded the motion and it passed 4-0.

The late renewal application of Daniel Wright was also discussed. Staff advised the Board that this was the second consecutive year that Mr. Wright had failed to renew timely although as opposed to the previous year, Mr. Wright had not practiced during the lapsed license period. Staff also told the Board that Mr. Wright thought part of the problem might be his difficulty in getting mail when he is working for the Brewers. Although this may be a mitigating factor, the Board found that this failure to renew in a timely manner constituted a violation of Mr. Wright's existing consent agreement. Therefore Laurie White moved to offer Mr. Wright a second consent agreement to include one year probation to begin at the end of his current probation, \$500 civil penalty and issuance of his license upon acceptance of the agreement. Jennifer Fadeley seconded the motion and it passed 4-0.

Review, discussion and Possible Action – Other Business

a. Executive Director Position

Staff reported that the Occupational Therapy Board by a vote of 4-1 had approved the current Executive Director's permanent appointment at her current pay.

b. Sunset/sunrise – update – AZBAT bill

The Board was provided a copy of the draft bill for the AZBAT requested changes.

c. AzATA Winter Meeting presentation and panel discussion conducted by AzBAT members -

Scott Linaker advised all that he had been asked to participate in a mock trial as well as give a talk at the upcoming AzATA Winter Meeting. He asked legal counsel if there would be any problem with his participation. With regard to the mock trial, legal counsel advised that if he stuck to the script it should not pose a problem. With regard to his talk, legal counsel advised that he should begin with a disclaimer that this was his opinion and he was not speaking on behalf of the board. With such a disclaimer, legal counsel did not feel there should be a problem.

The discussion then went to the fact that Board members had also been asked to participate as part of a panel discussion. This would involve two board members. Legal counsel again advised that they should issue a disclaimer similar to the one above and if done there should not be a problem.

Laurie White also stated that Wendy Hammon had been asked to man a booth at the event. Wendy stated that both she and Christie Van Wormer would be manning the booth to be sure that there was someone there at all times. It was suggested that they be able to provide

information on the sunrise process, individual licensee information as well as information on the statutes.

Review, Discussion and Possible Action on Administrative Matters

a. Revenue and Expenditure Report

There was nothing remarkable about the budget report. Staff did point out that none of the move expenses were reflected but they did not expect any surprises there.

b. Review of Administrative Project Status

Office Space – Staff expressed their appreciation for the Board's support of the move to the new office. It is nice to be in an office that is clean, professional and safe. It is also nice to be able to leave the doors open for all individuals seeking service. The new office is located at 4205 N. 7th Avenue, Suite 305. Staff invited the members to stop by if they were in the area.

Lawsuit – The Executive Director advised the Board that there has been no additional information forthcoming regarding the Microsoft lawsuit. Since this is a long term item, it will be dropped from the monthly reporting until such time as some action occurs.

Governor's Office – Rule making is once again active but there are some specific constraints to rule making. One is that it cannot increase fees to the licensees. Since the Board is not anticipating the need to do this it should not pose a problem. However, staff recommended that the Board wait until after the sunrise process so that a complete analysis of the new statutes could be made and cleanup of the rules could encompass any change that might occur.

Board Member – The executive director reported that there is nothing new to report on this item.

Website Home Page – Due to the move of the office, this has not yet been addressed but will be looked at shortly.

c. Future agenda items

No agenda items were put forth at this time.

Call to the Public

A call to the public was made and no public comment was received.

Board of Athletic Training
December 7, 2009
Regular Session Meeting Minutes

Adjournment

There being no further business before the Board, Michael Nesbitt made a motion to adjourn the meeting which was seconded by Laurie White. The meeting adjourned at 10:15 a.m.

Respectfully submitted,

Wendy H. Hammon
Executive Director